

GARY N. GORDON
Claimant

TRI-CITY CARPETS
Respondent

TRAVELERS INSURANCE COMPANY
Insurance Carrier

The Order entered by the Administrative Law Judge does not indicate the basis for denial of benefits. In Accordance with K.S.A. 44-534a and 44-551, only certain types of findings are subject to review on appeals from a preliminary order. Specifically, the only findings subject to review are those listed in K.S.A. 44-534a or those which otherwise relate to the jurisdiction of the Administrative Law Judge. The Appeals Board does not

know the basis for the decision in this case and therefore cannot determine whether it has jurisdiction to review the decision. Accordingly, the Appeals Board finds that the claim should be remanded with directions to the Administrative Law Judge to identify the basis for the decision to deny benefits in this case. If either party wishes to appeal after the Administrative Law Judge has identified the basis for the decision, a new application for review should be filed.

WHEREFORE, the Appeals Board finds that the captioned claim should be, and the same is hereby, remanded to the Administrative Law Judge with directions to identify the basis for the decision denying preliminary benefits.

IT IS SO ORDERED.

Dated this ____ day of March, 1995.

BOARD MEMBER

BOARD MEMBER

BOARD MEMBER

c: George H. Pearson, Topeka, KS
John A. Bausch, Topeka, KS
James R. Ward, Administrative Law Judge
George Gomez, Director